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UNITED STATES DISTRICT COURT

OAKLAND DIVISION

REARDEN LLC and REARDEN MOVA LLC,
California limited liability companies.

Case Nos. 4:17-cv-04006-JST

Plaintiffs.

**JOINT STATEMENT RE
DESIGNATIONS OF PRIOR
TESTIMONY & DISCOVERY
RESPONSES**

vs.

WALT DISNEY PICTURES, a California corporation.

Judge: Hon. Jon S. Tigar
Date: November 30, 2023
Time: 9:00 a.m.
Ctrm.: 6 (2nd Floor)

Defendant.

1 Pursuant to the Joint Stipulation and Order re Designations of Prior Testimony, Dkt. 582
2 (“Designation Order”) and the Court’s Standing Order for Civil Jury Trials, Plaintiffs Rearden LLC
3 and Rearden Mova LLC (“Plaintiffs”) and Defendant Walt Disney Pictures (“Defendant”) hereby
4 submit their proposed designations of prior testimony and discovery responses; counter-designations
5 and objections; and confidentiality assertions. The parties have also provided notice to third parties
6 who have asserted confidentiality over materials the parties have designated; those third parties will
7 advise the Court directly if they intend to seek to maintain any confidentiality assertions.
8

9 The parties may further narrow their designations in advance of trial and will disclose final
10 designations and counter-designations to be played or read at trial in accordance with the procedures
11 set forth in the Designation Order. The parties reserve all rights with respect to pending motions and
12 the disputes set forth in the revised joint pretrial conference statement. Dkt. 593. The parties agree
13 that no rights or arguments are waived through the filing of this joint cover pleading.
14

15 Attached as **Exhibit A** are Plaintiffs’ revised affirmative designations of evidence, other than
16 that to be used solely for impeachment or rebuttal, obtained from prior deposition or trial testimony,
17 interrogatory responses, or responses to requests for admission and any confidentiality designations;
18 Defendant’s counter-designations and objections thereto; and Plaintiffs’ responses to Defendant’s
19 objections.

20 Attached as **Exhibit B** are Plaintiffs’ revised affirmative designations of evidence, other than
21 that to be used solely for impeachment or rebuttal, obtained from prior deposition or trial testimony,
22 interrogatory responses, or responses to requests for admission and any confidentiality designations;
23 Defendant’s counter-designations and objections thereto; and Plaintiffs’ responses to Defendant’s
24 objections.

25 Pursuant to the Courtroom Deputy’s instruction, the parties are concurrently transmitting to
26 the Court via FTP copies of each transcript from which the parties have designated testimony, which
27 transcripts have been marked with both parties’ designations, counter-designations, objections, and
28

1 responses to objections, to the extent applicable. The parties can provide hard copies of the same
2 upon request.

3
4 DATED: November 20, 2023

HAGENS BERMAN SOBOL SHAPIRO LLP

5 By: /s/ Mark S. Carlson
6 MARK S. CARLSON¹
7 *Attorneys for Plaintiffs*

8
9 DATED: November 20, 2023

MUNGER, TOLLES & OLSON LLP

10 By: /s/ Kelly M. Klaus
11 KELLY M. KLAUS
12 *Attorneys for Defendant*

27 _____
28 ¹ Signed electronically by Kelly M. Klaus with the concurrence of Mark S. Carlson, pursuant to L.R.
5-1(i)(3).